

06/20/01



10046 U.S. PTO

66-21-01

4

Attorney's Docket No. 498-128 CPA/CON

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Box: PATENT APPLICATION
Commissioner for Patents
Washington, D.C. 20231



NONPROVISIONAL PATENT APPLICATION TRANSMITTAL

Sir:

Transmitted herewith for filing is the patent application of:

First Named Inventor (or Inventors):

PATNAIK, Birendra K., a citizen of the United States of America
13 South Gables Drive, Chester, NJ 07930

LIN, Horng-Ban, a citizen of the United States of America
9 Willow Drive, Randolph, NJ 07869

LENTZ, David J., a citizen of the United States of America
23 Timber Lane, Randolph, NJ 07860

ZDRAHALA, Richard, a citizen of the United States of America
39 Cobblestone Terrace, Montville, NJ 07045

Title of Application:

EPTFE SMALL CALIBER VASCULAR GRAFTS WITH SIGNIFICANT
PATENCY ENHANCEMENT VIA A SURFACE COATING WHICH CONTAINS
COVALENTLY BONDED HEPARIN

1. **Type of Application (37 C.F.R. 1.53(b))**

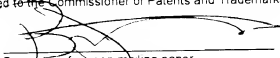
This application is a(n):

CERTIFICATION UNDER 37 C.F.R. 1.10

I hereby certify that this New Application Transmittal and the documents referred to as enclosed herein are being deposited with the United States Postal Service on this date, June 20, 2001, in an envelope as "Express Mail to Addressee" Mailing Label Number ET340223534US, addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231

Barbara Kemmlin

Name of person mailing paper


Signature of person mailing paper

(Application Transmittal Page 1 of 6)

☐ Original (nonprovisional) application

☒ Continuing application

☐ Divisional

☒ Continuation

☐ Continuation-in-Part (CIP)

of Serial No. 08/713,800, filed on September 13, 1996

2. **Benefit of Prior U.S. Application(s) (35 U.S.C. 119(e), 120, or 121)**

☒ This new application claims the benefit of prior U.S. application(s).

☐ Please amend the specification by inserting, after the title, the following:

☐ "This application claims the benefit of U.S. Provisional Application No. _____, filed on _____."

☐ "This application is a
☐ continuation
☐ continuation-in-part
☐ divisional of copending application
Serial No. _____, filed on _____."
☐ International Application No. _____, filed on _____, and which
designated the U.S."

☐ A Preliminary Amendment is enclosed amending this application to state the relation of this application to prior applications.

☐ The relation of this application to prior applications is stated in the application.

3. **35 U.S.C. 119(a)-(d) or 35 U.S.C. 365(a)-(b) Foreign Priority Claim for Prior Application**

This application, and prior U.S. application(s), including any prior International Application designating the U.S., identified above in item 2, claim(s) priority from one or more foreign applications as follows:

(Country)	(Application No.)	(Filing Date) (mm/dd/yyyy)
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

☐ Please amend the specification by inserting, after the title, the following:

☐ "The application claims priority from Application No. _____ filed on _____."

Certified copy(ies) of the application(s) from which priority under 35 U.S.C. 119 is claimed:

- ☐ has(have) been filed on _____, in prior application _____, which was filed on _____.
- ☐ is (are) enclosed.
- ☐ will follow.

4. **Enclosed Papers Required to Obtain Application Filing Date under 37 C.F.R. 1.53(b)**

26 Pages of Specification
3 Pages of Claims
1 Pages of Abstract
_____ Sheets of Drawings

☐ Formal ☐ Informal

5. **Oath or Declaration**

- ☐ Newly executed Oath or Declaration (original or copy) is enclosed.
- ☒ Copy of Oath or Declaration from prior continuation or divisional application 08/713,800 (37 C.F.R. 1.63(d)).
- ☒ The entire disclosure of the prior application, from which a copy of the oath or Declaration is supplied, is considered as being a part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
- ☐ A Power of Attorney is included in the Oath or Declaration.
- ☐ Not enclosed.

6. **Additional Papers Enclosed**

- ☒ Return Receipt Postcard (specifically itemized) (M.P.E.P. § 503).
- ☐ Application Data Sheet (Voluntary under 37 C.F.R. 1.76).
- ☐ Preliminary Amendment.
- ☒ Information Disclosure Statement (37 C.F.R. 1.98).
- ☒ Form PTO-1449 ☐ Copies of IDS Citations
- ☐ Nucleotide and/or Amino Acid Sequence Listing computer-readable copy, paper copy, and statement verifying identity of computer-readable and paper copies.

- ☐ Certified Copy of Priority Document(s).
- ☐ Verified translation of non-English language application (37 C.F.R. 1.52(d)).
- ☒ Other: Change of Address

7. Assignment

- ☒ An assignment of the invention to Meadox Medicals, Inc.
- ☐ is enclosed. A separate:
- ☐ "Cover Sheet for Assignment (Document) Accompanying New Patent Application" is enclosed.
- ☐ Form PTO-1595 is enclosed.
- ☒ was made in prior application No. 08/713,800, filed on September 13, 1996.
- ☒ A copy of the assignment (and any recordation cover sheet) is enclosed.
- ☐ will follow.
- ☐ Not enclosed.

8. Request That Application Not Be Published Pursuant to 35 U.S.C. 122(b)(2)

- ☐ Pursuant to 35 U.S.C. 122(b)(2), Applicant(s) hereby requests that this patent application not be published pursuant to 35 U.S.C. 122(b)(1). Applicant hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication of applications 18 months after filing of the application.

Warning

An applicant who makes a request not to publish, but who subsequently files in a foreign country or under a multilateral international agreement specified in 35 U.S.C. 122(b)(2)(B)(i), must notify the Director of such filing not later than 45 days after the date of the filing of such foreign or international application. A failure of the applicant to provide such notice within the prescribed period shall result in the application being regarded as abandoned, unless it is shown to the satisfaction of the Director that the delay in submitting the notice was unintentional.

9. **Fee Calculation (37 C.F.R. 1.16)**

Utility Application (37 C.F.R. 1.16(a))

Basic Fee \$710.00

FEES FOR CLAIMS AS FILED

Number filed	Number extra	Rate		
Total Claims (37 C.F.R. 1.16 (c))	9 - 20	= 0	x \$ 18.00	= \$ 0.00
Independent Claims (37 C.F.R. 1.16(b))	4 - 3	= 1	x \$ 80.00	= \$ 80.00
Multiple Dependent Claims (37 C.F.R. 1.16(d))		+ \$ 270.00	=	\$ 0.00
Fee Calculation for Extra Claims				\$ 80.00

- ☐ Amendment canceling extra claims enclosed.
- ☐ Amendment deleting multiple-dependencies enclosed.

Total Filing Fee Calculation

\$ 790.00

10. **Small Entity Statement**

- ☐ Small entity status is claimed under 37 C.F.R. 1.27.

Filing Fee Calculation (50% of Filing Fee calculated in Item 9 above)

\$

11. **Fee Payment**

- ☐ Not enclosed. No filing fee is to be paid at this time.

☒ Enclosed:

☒ Basic filing fee (Item 9 or 10 above) \$ 790.00

☐ Fee for recording Assignment
\$40.00 (37 C.F.R. 1.21(h)) \$

☐ Processing and retention fee
\$130.00 (37 C.F.R. 1.53(d) and 1.21(l)) \$

Total fees enclosed

\$ 790.00

12. Method of Payment of Fees

- ☒ Check in the amount of \$ 790.00.
- ☐ Charge Deposit Account No. _____ in the amount of \$ _____.
A duplicate of this transmittal is enclosed.

13. Authorization to Charge Additional Fees

- ☒ The Commissioner is hereby authorized to charge the following additional fees by this paper and during the entire pendency of this application to Deposit Account No. 08-2461:
- ☒ 37 C.F.R. 1.16(a), (f), or (g) (filing fees)
- ☒ 37 C.F.R. 1.16(b), (c), and (d) (presentation of extra claims)
- ☒ 37 C.F.R. 1.16(e) (surcharge for filing the basic fee and/or declaration at a date later than the filing date of the application)
- ☒ 37 C.F.R. 1.17 (application processing fees)

A duplicate of this transmittal is enclosed.

14. Instructions as to Overpayment

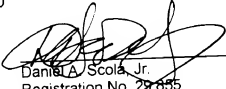
- ☒ Credit Deposit Account 08-2461.
- ☐ Refund.

15. Correspondence Address

Please address all correspondence to:

Daniel A. Scola, Jr.
HOFFMANN & BARON, LLP
6900 Jericho Turnpike
Syosset, New York 11791

Telephone: (973) 331-1700
Fax: (973) 331-1717


Daniel A. Scola, Jr.
Registration No. 29,835
Attorney for Applicant(s)

- ☐ Customer Number or Bar Code Label:

CHANGE OF CORRESPONDENCE ADDRESS (Application) Address to Commissioner for Patents Washington, DC 20231	Application Number	Unassigned
	Filing Date	Herewith
	First Named Inventor	Patnaik et al
	Group Art Unit	Unassigned
	Examiner Name	Unassigned
	Attorney Docket Number	498-128 CPA/CON

Please change the Correspondence Address for the above-identified application to:

--

Customer Number

OR

<input checked="" type="checkbox"/>	Daniel A. Scola, Jr.				
Firm or Individual Name					
Address	Hoffmann & Baron, LLP				
Address	6900 Jericho Turnpike				
City	Syosset	State	New York	Zip Code	11791
County	Nassau				
Telephone	(973) 331-1700				

This form cannot be used to change the data associated with a Customer Number. To change the data associated with an existing Customer Number use "Request for Customer Number Data Change" (PTO SB 124)

I am the

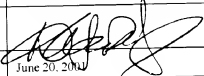
Applicant

PATENT
PTO SB 122

Assignee of record of the entire interest. Certificate under 37 CFR 3.73(b) is enclosed

☒ X

Attorney or agent of record.

Typed or Printed Name	Daniel A. Scola, Jr. Reg. No. 29,855
Signature	
Date	June 20, 2001

Express Mail **CERTIFICATE**

I hereby certify that on the date indicated above, I transmitted
this paper or fee to the United States Patent and Trademark
Office by Express Mail

Date June 20, 2001

Barbara Kemmlein
Name


Signature